

Summary of Examiner Interview In Conformity with MPEP Section 713.04

The Applicant wishes to thank Examiner Macwell and Primary Examiner Kishore for participating in a telephonic interview with the undersigned on September 2, 2010. During this interview the parties discussed the merits of the pending claims and the relevance to patentability of the references cited by the Examiner in the March 12, 2010 final office action. The Applicant and the Examiner continue to respectfully disagree about the relevance of the cited art primarily the teaching of Shibata (EP 835654 A1) and Shibata in view of Walter (GB 2257358 A). While no agreement was reached on the patentability of the pending claims, the differences discussed between the references and the instant application indicated to the applicant that the Examiner would consider the patentability of claims that recite specific methods of producing the inventive compounds were the Applicant to file such a claim in either an RCE or a continuation.